

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

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BENNIE U. STAFFORD,

Civil No. 07-667 (JRT/AJB)

Plaintiff,

v.

**ORDER**

MINNESOTA DEPARTMENT  
OF CORRECTIONS, JOAN FABIAN,  
JEFF PETERSON, SHANNON REIMANN,  
JOHN KUESEL, REGINA STEPNE,  
KITTY TORGERUD, JEFF CARLSON,  
LYNN DINGLE, DAWN BLOCK, BILL  
MCKEE, TOM A, SHARA EUTENEUER,

Defendants.

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Bennie U. Stafford, #118547, 970 Pickett Street North, Bayport, Minnesota  
55003, plaintiff *pro se*.

Based upon the Findings of Fact, Conclusions of Law, and Recommendation by United  
States Magistrate Judge Arthur J. Boylan dated March 2, 2007, all the files and records,  
and no objections having been filed to said Recommendation,

**IT IS HEREBY ORDERED** that:

1. Plaintiff's application for leave to proceed in forma pauperis, [Docket No. 2], is  
**DENIED**;
2. Plaintiff's "Motion to Proceed under Minn.Const.Art. I § 8 for emergency  
purposes, and to Waive Copies," [Docket No. 3], is **DENIED**;

3. Plaintiff's "Emergency Motion to Stay this case for Filing into the U.S. Court of Appeal For the 8<sup>th</sup> Cir.," [Docket No. 7], is **DENIED** with regard to Plaintiff's request for a stay, but **GRANTED** with regard to his alternative request for dismissal; and

4. This action is **DISMISSED WITHOUT PREJUDICE**.

DATED: March 30, 2007  
at Minneapolis, Minnesota.

s/John R. Tunheim  
JOHN R. TUNHEIM  
United States District Judge